

Panaji, 21st June, 1979 (Jyaistha 31, 1901)

SERIES I No. 12

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Notification

1-21(2)/77 Div. I

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs Notification No. F.7(11)/62-Goa dated 25th July, 1963, the Lt. Governor of Goa, Daman and Diu is pleased to make the following rules relating to recruitment to Group 'B' posts of Asst. Engineers (Electrical) and Asst. Engineer (Civil) in the Office of the Chief Electrical Engineer under Government of Goa, Daman and Diu.

1. **Short title.**—These rules may be called Government of Goa, Daman and Diu, Office of the Chief Electrical Engineer, Group 'B' Gazetted posts of Asst. Engineers (Electrical) and Asst. Engineer (Civil) Recruitment Rules, 1979.

2. **Application.**—These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. **Number, classification and scale of pay.**—The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.**—The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

- (a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time;
- (b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule;
- (c) *Saving:* Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date.

6. These rules are issued in supersession of the rules existing for the posts and with the approval of the UPSC granted under their letter No. F.3/29(4)/77-RR dated 21-12-1978.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 24th May, 1979.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of Pay	Whether Selection Post or non-Selection Post	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment, by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a DPC exists, what is its composition	Circumstances in which U. P. S. C. is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
1. Assistant Engineer (Electrical)	26	General Central Service Group 'B' Gazetted.	Rs. 650-30-740-35-810-EB-35-880-40-1000-EB-40-1200	Selection	Not exceeding 30 years (Relaxable for Govt. servants)	<p>Essential:</p> <p>A degree in Electrical Engineering of a recognised University or equivalent.</p> <p>Note: Qualifications are relaxable at the discretion of the U. P. S. C. in case of candidates otherwise well qualified.</p> <p>Desirable:</p> <p>2 years' practical experience in the field of Electrical Engineering.</p>	Age: No. Educational Qualification: To the extent indicated in col. 11	Two years	By promotion failing which by transfer on deputation (including short-term contract) and failing both by direct recruitment.	<p>Promotion</p> <p>Junior Engineer (Electrical) and Foreman (Workshop) with 3/7 years' regular service in the grade in the case of degree-holders and diploma-holders or equivalent respectively.</p> <p>Transfer on deputation (including short-term contract)</p> <p>Officers of the Central/State Govts. or Electricity Boards holding analogous posts or with 3/7 years' regular service in the grade of Junior Engineer (Electrical) or equivalent in the case of degree-holders and diploma holders respectively.</p> <p>(Period of deputation/contract shall ordinarily not exceed 3 years).</p>	Group 'B' D. P. C. consisting of:—	The Commission shall be consulted while making direct recruitment and selection for deputation/contract.
										<p>1. Chief Secretary</p> <p>2. Administrative Secretary</p> <p>3. Chief Electrical Engineer</p>		
2. Assistant Engineer (Civil)	1	— do —	— do —	— do —	Not applicable.	Not applicable.	Not applicable.	— do —	By promotion failing which by transfer on deputation.	<p>Promotion:</p> <p>Junior Engineer (Civil) with 3/7 years' regular service in the grade in the case of degree-holders and diploma holders respectively.</p> <p>Transfer on deputation:</p> <p>Officers holding analogous posts in the Public Works Department under the Goa, Daman and Diu Administration.</p> <p>(Period of deputation shall ordinarily not exceed 3 years).</p>	— do —	The Commission shall be consulted if any provision of these rules is proposed to be relaxed on any occasion with respect to any class or category of person.

Notification

1-41-74-Div I-(Vol-III)

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs Notification No. F.7(11)/62-Goa, dated 25th July, 1963, the Lt. Governor of Goa, Daman and Diu is pleased to make the following rules relating to recruitment to Group C, Non-Ministerial, Non-Gazetted, post in the Government Polytechnic, under the Government of Goa, Daman and Diu.

1. **Short title.**—These rules may be called Government of Goa, Daman and Diu, Government Polytechnic, Group 'C', Non-ministerial, Non-gazetted, post Recruitment Rules, 1979.

2. **Application.**—These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. **Number, classification and scale of pay.**—The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.**—The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

(a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time; and

(b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule;

(c) *Saving:* Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 11th June, 1979.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of Pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment, by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a DPC exists, what is its composition	Circumstances in which U.P.S.C. is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
Senior Store Keeper	One	Group 'C' Non-Ministerial, Non-Gazetted.	Rs. 425-15-500-EB-15-560-20-700.	Selection	30 years & below (Relaxable for Govt. servants).	i) Degree from a recognised University or equivalent. ii) At least 5 years experience in handling engineering stores of educational institutions or a reputed engineering concern / factory.	No	Two years	By promotion falling which by direct recruitment.	Promotion: — Store or Godown Keeper in the scale of Rs. 330-560 with 5 years standing in the grade.	Group 'C' D.P.C.	N.A.

Education and Public Works Department

Notification

PWD/CE/2782/74

In exercise of the powers conferred by sub-section (3) of Section I of the Goa, Daman and Diu Irrigation Act, 1973 (18 of 1973), the Administrator of Goa, Daman and Diu hereby appoints the *Fifteenth day of June, 1979*, as the date on which the provisions of the said Act shall come into force, in the Union Territory of Goa, Daman and Diu.

By order and in the name of the Administrator of Goa, Daman and Diu.

Dr. J. C. Almeida, Development Commissioner.

Panaji, 13th June, 1979.

Law Department (Legal Advice)

Notification

LD/Bill/5/79

The following Act which was passed by the Legislative Assembly on 21-3-1979 and assented to by the Administrator of Goa, Daman and Diu on 6-6-1979 is hereby published for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 15th June, 1979.

The Goa, Daman and Diu Public Gambling
(First Amendment) Act, 1979

(Act No. 4 of 1979) [6th June, 1979]

AN

ACT

to amend the Goa, Daman and Diu Public Gambling Act, 1976.

BE it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirtieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa, Daman and Diu Public Gambling (First Amendment) Act, 1979.

(2) It shall come into force at once.

2. *Amendment of section 5.*— In sub-clause (i) of clause (b) of sub-section (1) of section 5 of the Goa, Daman and Diu Public Gambling Act, 1976 (14 of 1976) (hereinafter referred to as the "principal Act"), for the words "an assistant sub-inspector" the words "a Head Constable of Police" shall be substituted.

3. *Amendment of section 11.*— For sub-section (2) of section 11 of the principal Act, the following shall be substituted namely:—

"(2) Any person who is found gambling under sub-section (1) shall be punishable with imprison-

ment which may extend to three months and also with fine which may extend to five hundred rupees:

Provided that,—

(a) for the first offence under clause (a) of sub-section (1) such fine shall not be less than fifty rupees;

(b) for the second offence under clause (b) of sub-section (1) such imprisonment shall not be less than fifteen days and fine shall not be less than one hundred rupees; and

(c) for the third offence under clause (c) of sub-section (1), such imprisonment shall not be less than one month and the fine shall not be less than two hundred rupees:

Provided further that where such gambling consists of wagering or betting or any such transaction as referred to in sub-clause (b) of clause (2) of section 2, such person shall be punishable to the extent specified in section 4 and all moneys found with such persons shall be forfeited."

Secretariat,

Panaji,

8th June, 1979.

M. K. MISHRA

Secretary to the Government of Goa,
Daman and Diu
Law Department (Legal Advice)

Notification

LD/Bill/4/79

The following Act which was passed by the Legislative Assembly on 27-3-1979 and assented to by the Administrator of Goa, Daman and Diu on 7-6-1979 is hereby published for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 15th June, 1979.

The Goa, Daman and Diu Buildings (Lease, Rent and Eviction)
Control (Fourth Amendment) Act, 1979

(Act No. 5 of 1979) [7th June, 1979]

AN

ACT

further to amend the provisions of the Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control Act, 1968.

BE it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirtieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control (Fourth Amendment) Act, 1979.

(2) It shall come into force at once.

2. *Amendment of section 23.*— In proviso to sub-section (1) of section 23 of the Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control Act,

1968, (Act No. 2 of 1969) (hereinafter called the 'principal Act') for the words "this clause", the words "this sub-section" shall be substituted.

3. *Insertion of new section.* — After section 23 of the principal Act, the following section shall be inserted, namely: —

"23A. *Right to recover immediate possession of premises to accrue to certain persons.* — (1) Where a landlord who, being a person in occupation of any residential premises allotted to him by the Government or any local authority is required, by, or in pursuance of any general or special order made by the Government or such authority to vacate such residential accommodation or in default, to incur certain obligations, on the ground that he owns in the place where such residential premises has been allotted to him either by the Government or by such local authority, a residential accommodation either in his own name or in the name of his wife or dependent child there shall accrue on and from the date of such order to such landlord, notwithstanding anything contained elsewhere in this Act or in any other law for the time being in force or in any contract (whether express or implied), custom or usage to the contrary, a right to recover immediately possession of any premises let out by him:

Provided that nothing in this section shall be construed as conferring a right on a landlord owning in the place where the residential accommodation has been allotted to him by the Government or such local authority two or more dwelling houses whether in his own name or in the name of his wife or dependent child, to recover the possession of more than one dwelling house and it shall be lawful for such landlord to indicate the dwelling house, possession of which he intends to recover.

(2) Notwithstanding anything contained elsewhere in this Act or in any other law for the time being in force or in any contract, custom or usage to the contrary, where the landlord exercises the right of recovery conferred on him by sub-section (1), no compensation shall be payable by him to the tenant or any person claiming through or under him and no claim for such compensation shall be entertained by any court, tribunal or other authority:

Provided that where the landlord had received,—

(a) any rent in advance from the tenant, he shall, within a period of ninety days from the date of recovery of the premises by him, refund to the tenant such amount as represents the rent payable for the unexpired portion of the contract, agreement or lease;

(b) any other payment, he shall, within the period aforesaid, refund to the tenant a sum which shall bear the same proportion to the total amount as received, as the unexpired portion of the contract or agreement or lease bears to the total period of contract or agreement or lease:

Provided further that, if any default is made in making any refund as aforesaid the landlord shall be liable to pay simple interest at the rate of six percent per annum.

(3) Notwithstanding anything contained in this Act —

(a) a landlord, who is a member of the armed forces of the Union, or who was such member and is duly retired (which term shall include premature retirement) shall be entitled to recover possession of any premises on the grounds that the premises are bonafide required by him for occupation by himself or any member of his family (which term shall include a parent or other relation ordinarily residing with him and dependent on him), and the Controller shall pass an order for eviction on such ground if the landlord, at the hearing of the suit, produces a certificate signed by the Head of his Services or his Commanding Officer to the effect that —

- i) he is presently a member of the armed forces of the Union or he was such member and is now retired ex-serviceman;
- ii) he does not possess any other suitable residence in the local area where he or the members of his family can reside;

(b) Where a member of the armed forces of the Union dies while in service or such member is duly retired as stated above and dies within five years of his retirement, his widow, who is or becomes a landlord of any premises, shall be entitled to recover possession of such premises, on the ground that the premises are bonafide required by her for occupation by herself, or any member of her family (which term shall include her husband's parent or other relation ordinarily residing with her) and the Controller shall pass an order for eviction on such ground, if such widow, at the hearing of the suit, produces a certificate signed by the Area or Sub-Area Commander within whose jurisdiction the premises are situated to the effect that —

- i) she is a widow of a deceased member of the armed forces as aforesaid;
- ii) she does not possess any other suitable residence in the local area where she or the members of her family can reside.

Explanation 1. — For the purposes of this section any certificate granted thereunder shall be conclusive evidence of the facts stated therein.

Explanation 2. — For the purpose of clause (a) of this section the expression "the Head of his Services" in the case of officers retired from the Indian Navy includes the Flag Officer Commanding-in-Chief, Western Naval Command and in the case of officers retired from the Indian Air Force includes the Station Commander.

(4) Any landlord who desires to exercise the right conferred by this section shall make an application to the Controller and the provisions of section 25 in so far as they are applicable, shall apply to such proceedings."

4. *Amendment of section 47.* — In section 47 of the principal Act, after the word "may" and before the words "pass such other order", the words "remand

the case for disposal with such directions as deemed fit or" shall be inserted.

Secretariat,
Panaji,
8th June, 1979.

M. K. MISHRA
Secretary to the Government of Goa,
Daman and Diu
Law Department (Legal Advice)

Notification

LD/1454/79

The following Order issued by the Government of India on 19-5-1979 is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 12th June, 1979.

GOVERNMENT OF INDIA

MINISTRY OF FINANCE

(VITTA MANTRALAYA)

(Department of Revenue)

(Rajaswa Vibhag)

New Delhi, dated the 19th May, 1979

ORDER

STAMPS

S. O. — In exercise of the powers conferred by clause (a) of sub-section (1) of section 9 of the Indian Stamp Act, 1899 (2 of 1899), the Central Government hereby remits the duty chargeable under the said Act in respect of bonds in the form of promissory notes to be issued from time to time by the Industrial Development Bank of India.

S. D. RAMASWAMY

Under Secretary to the Government of India.